MR. A. S. DAMODARAN ASAN (*Mavelikara*): May I know whether any report has been received to the effect that claims of senior men have been overlooked and that they have been not delivering letters properly?

PRESIDENT: Such cases will not come to Government.

MR. A. S. DAMODARAN ASAN ((*Mavelikara*): My point is, when the answer to this was given and when the Government noted that the claims of senior people have been overlooked, have they tried to ascertain the reason for overlooking the claims of such men?

MR. T. C. THOMMEN (*Secretary to Government*): The answer given presumes that the others were not so efficient.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): Are the Government satisfied with the presumption in over-looking the claims of this particular individual?

MR. T. C. THOMMEN (*Secretary to Government*): His claim was not over-looked.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): Will the Government call for an explanation on this point?

MR. T. C. THOMMEN (*Secretary to Government*): Government do not consider it necessary.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): Am I to understand that in spite of this fact they are satisfied with presumptions?

MR. T. C. THOMMEN (*Secretary to Government*): I have already answered that the Government do not think it necessary to call for the explanation.

Appeals from Teachers of Private Schools.

31. *MR. A. S. DAMODARAN ASAN (*Mavelikara*): Will the Government be pleased to state:

(*a*) the number of appeals received by the Director of Public Instruction during 1109 from the teachers of private schools whose services have been dispensed with by the managers, with the dates on which those appeals were filed and the dates on which they were disposed of; and

(*b*) the number of appeals that were allowed?

MR. R. M. STATHAM (*Director of Public Instruction*): (*a*) The information is contained in the statement laid on the table.

(*b*) 4.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): With regard to answer to part (*b*) may I know whether the Director, before rejecting an appeal, gives the appellant an opportunity of representing his case to the Director?

MR. R. M. STATHAM (*Director of Public Instruction*): Not in all cases

Vide Appendix IV.

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MR. A. S. DAMODARAN ASAN (*Mavelikara*) : May I know whether when an adverse order is passed against the appellant he is given a chance of representing his case ?

PRESIDENT : Wherever he considers a hearing is necessary he gives the opportunity.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : If it is a favourable order there is no need for an appeal but if it is an adverse order I wish to know whether the Director will give a chance to the party to present his case.

MR. R. M. STATHAM (*Director of Public Instruction*) In cases in which the Director thinks a hearing is necessary, he gives a chance.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : The question that it deserves hearing could be ascertained only after hearing.

PRESIDENT : The records and other papers will give an idea.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : What are the cases in which he deems a personal hearing is necessary ?

MR. R. M. STATHAM (*Director of Public Instruction*) : I do not think the Honourable member has quite understood the position. There are cases in which the teachers get into trouble with the Managers with regard to their service, pay and other things. Naturally, the Managers will be the first party to hear them, after that the Assistant Inspectors and after them the Divisional Inspector and it is only after that that the Director gets an opportunity. In a number of cases the Director of Public Instruction only considers all the papers connected with the case and does not hear the teachers personally although in many cases the appellants come to see the Director and are seen by him.

MR. M. SIVATANU PILLAI (*Tovala*) : May I know how the favourable orders against appellants are enforced ?

MR. R. M. STATHAM (*Director of Public Instruction*) : The Department, under the Code, has got the right to enforce such decisions. The Director has got the power to withdraw the grant or the recognition.

MR. PACODE A. NARAYANA PILLAI (*Vilavankod*) : With reference to the statement appended, are we to understand that out of the 49 appeals 45 are pending ?

MR R. M. STATHAM (*Director of Public Instruction*) : I am not in a position to tell the member at what stage these 45 appeals are now. Some of them were sent to the Inspector for disposal. Some others are under consideration of the Director of Public Instruction. Many of them prior to 1110 have already been disposed of. There have been a large number of cases coming after 1109, and these have either been disposed of or are under consideration.

MR. T. K. VELU PILLAI (*Trivandrum—Urban*) : May I know whether the authorities enquiring into these cases follow the rules

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of natural justice with regard to cross-examination of persons in favour of those who bring these complaints ?

MR. R. M. STATHAM (*Director of Public Instruction*) : I do not think the Education Department is so much concerned with the legal aspect of the case. If it is a legal case the teacher will sue the Manager in a court of law. It is a departmental affair and not a legal one.

MR. T. K. VELU PILLAI (*Trivandrum—Urban*) : Is it possible to get at the truth without giving the aggrieved party an opportunity of cross-examination ?

MR. R. M. STATHAM (*Director of Public Instruction*) : In some cases it is the Assistant Inspectors that hold the enquiry and they generally give such an opportunity.

MR. KAINIKKARA M. PADMANABHA PILLAI (*Changanachery I*) : Are all the 49 appeals pending ?

MR. R. M. STATHAM (*Director of Public Instruction*) : No.

MR. KAINIKKARA M. PADMANABHA PILLAI (*Changanachery I*) : Are at least some pending ?

MR. R. M. STATHAM (*Director of Public Instruction*) : There were only 4 cases in which the Director was able to pass final orders stating that four teachers had to be reinstated.

MR. PACODE A. NARAYANA PILLAI (*Vilavankod*) May I know whether there is effective control over these management institutions by the Department in cases in which harm is done to these teachers ?

MR. R. M. STATHAM (*Director of Public Instruction*) : I think members are aware that we are increasing the control over these institutions in this regard.

Untrained Teachers.

32. ❋ MR. A. S. DAMODARAN ASAN (*Mavelikara*) : Will the Government be pleased to state :

(*a*) whether, in former days, teachers with more than ten years service were considered to be as good as trained teachers for purposes of increment of pay, promotion, seniority, etc ; and

(*b*) if the answer to part (*a*) is in the affirmative, whether that practice has been discontinued, and, if so, the reason for the same ?

MR. R. M. STATHAM (*Director of Public Instruction*) : (*a*) An approved service of ten years as teachers of Classes I to IV in Departmental or Recognised Private Vernacular Schools was recognised as a substitute for formal training.

(*b*) The above concession was withdrawn with the institution of the Untrained Teachers' Certificate Examination.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : May I know whether untrained teachers' examination is being held now ?

MR. R. M. STATHAM (*Director of Public Instruction*) : There is one final examination this year and after that it will be stopped.

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Appendix IV.

***Vide* Answer to Question No. 31.**

Statement of appeals filed in 1109 by teachers of Private Schools.

Serial No.	Date of registration.	Date of disposal.
1	10-11-1933	17-9-1934
2	2 7-1934	4-10-1934 (Re-entertained.)
3	6-8-1934	Referred to the Divisional Inspector of Schools, Trivandrum.
4	8-5-1934	Do. Inspectress of Girls' Schools Trivandrum.
5	30 8-1933	Do. Divisional Inspector of Schools, Tiruvalla.
6	28-6-1934	Do.
7	22-6-1934	Do.
8	19-6-1934	Do.
9	8-6-1934	Do.
10	2-8-1934	Do.
11	4-8-1934	Referred to the Divisional Inspector of Schools, Quilon.
12	25-10-1933	Do.
13	22-10-1933	Do.
14	Do.,	Do.
15	31-1-1934	Do.
16	27-7-1934	12-9-1934
17	28-10-1932	Referred to the Divisional Inspector of Schools, Quilon.
18	Do.	Do.
19	18-7-1934	18-9-1934
20	21-6-1934	2-10-1934
21	14-6-1934	10-10-1934
22	14-8-1934	5-9-1934
23	7-2 1934	22-9-1934
24	6-3-1934	Referred to the Divisional Inspector of Schools Muvattupuzha
25	23-1-1934	(Re-entertained from 1-12-1109.)
26	9-6-1933	1-2-1934 (Re-entertained.)
27	26-7-1933	21-1-1934
28	19-8-1933	29-8-1933
29	5-9-1933	Referred to the Inspector of English Schools.
30	14-9-1933	7-2-1934
31	12-10-1933	8-5-1934
32	16-10-1933	5-12-1933
33	24-11-1933	29-11-1933
34	6-1-1934	14-1-1934
35	26-2-1934	6-3-1934
36	27-4-1934	3-5-1934
37	25-5-1934	5-6-1934
38	26-5 1934	5-6-1934
39	13-6-1934	16-6-1934
40	25-4-1934	2-11-1934
41	20-7-1933	31-5-1934 (Re-entertained.)
42	31-12-1933	6-3-1934
43	10-10-1933	24-11-1933
44	24-10-1933	6-11-1933
45	29-5-1934	Referred to the Inspector of English Schools on 6-6-1934
46	19-4-1934	30-4-1934
47	21-6-1934	27-6-1934
48	8-7-1934	12-7-1934
49	5-7-1934	3-8-1934

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